

NEBRASKA ADMINISTRATIVE CODE

TITLE 219 - DEPARTMENT OF LABOR

CHAPTER 4 - CLAIMANT'S AVAILABILITY / WORK SEARCH REQUIREMENTS

001. This chapter is adopted pursuant to *Neb. Rev. Stat.* §§48-607, 48-627 and 48-628.
002. A claimant shall be referred to a Nebraska Workforce Development Center for reemployment services unless the waiver provisions of 219 NAC 4(005) are met. A claimant will also be required to make an active and earnest search for work that is reasonably calculated to result in the earliest possible reemployment of the claimant. The search shall include, for each week of benefits, at least two contacts with employers in-person, by mail or by telephone or other electronic media.
003. A claimant who has drawn benefits for over six weeks may be required to expand the scope of the job search regarding acceptable hours, wages, conditions, location, and type of work.
004. A claimant who is unavailable for employment or physically unable to work for any reason for four days of any week shall be disqualified from receiving benefits for that week. Exception; "duty before any court under a lawfully issued summons during the week of unemployment claimed."
005. The Commissioner may waive the requirement that an applicant search for work if:
- A. The applicant is attached to a regular job; or industry;
 - B. The applicant is eligible for referral as a member in good standing in a labor union which has a union hiring hall; or
 - C. Compliance would be oppressive or inconsistent with the purpose of Nebraska Employment Security Law.
006. A claimant shall be ineligible for benefits during any week in which the claimant fails to participate in re-employment services as directed by the commissioner, such as job search assistance services, if the claimant has been determined to be likely to exhaust regular benefits and to need re-employment services pursuant to a profiling system established by the commissioner pursuant to *Neb. Rev. Stat.* §48-627(6), §303(j)(1) of the Federal Social Security Act, and 219 NAC 17, unless the commissioner determines that:

- A. The claimant has completed such services; or
 - B. There is justifiable cause for the claimant's failure to participate in such services.
007. For purposes of Neb. Rev. Stat. §48-628(7), an individual shall be considered to be registered for full attendance at and regularly attending an established school college or university if the individual is treated as a full-time student at the school, college or university that the individual is attending for purposes of determining eligibility for federally subsidized financial assistance.